

In the United States Patent and Trademark Office

David J. Tyrrell et al.

Docket No.:

16,497

Serial No.:

09/746,888

Group:

Unknown

Filed:

December 22, 2000

Examiner:

Unknown

For:

ABSORBENT ARTICLES WITH

Date:

March 6, 2001

HYDROPHILIC COMPOSITIONS CONTAINING BOTANICALS

Information Disclosure Statement Pursuant to 37 C.F.R. 1.97(b) Before First Office Action or Within Three Months of Filing Date

ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicants, through and by their attorneys, hereby wish to direct the Examiner's attention to the documents listed on the attached modified PTO Form 1449 and the copies of those documents presented herewith for the Examiner's review and convenience.

Applicants also wish to bring the following commonly-assigned pending patent applications to the attention of the Examiner:

- U.S. Continuing Prosecution Patent Application Serial No. 08/882,712 filed June 25, 1997, by A. L. McCormack et al. for "LOW GAUGE FILMS AND FILM/NONWOVEN LAMINATES."
- U.S. Patent Application Serial No. 09/379,928 filed August 24, 1999, by D. G. Krzysik et al. for "ABSORBENT ARTICLES PROVIDING SKIN HEALTH BENEFITS."
- U.S. Patent Application Serial No. 09/382,018 filed August 24, 1999, by D. G. Krzysik et al. for "ABSORBENT ARTICLES HAVING SKIN HEALTH BENEFITS."
- U.S. Patent Application Serial No. 09/475,535 filed December 30, 1999, by L. S. Huard et al. for "ABSORBENT ARTICLE FOR COMPOSITION FOR SEQUESTERING SKIN IRRITANTS."

These applications are not listed on the accompanying PTO Form 1449.

Serial No.: 09/746,888

admit that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicants request the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicants request that the undersigned receive a copy of the initialed PTO-1449.

If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutional fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 920-721-2433.

Respectfully submitted,

DAVID J. TYRRELL ET AL.

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Registration No.: 40,596



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

Information Disclosure Statement Pursuant to 37 C.F.R. 1.97(b) Before First Office Action or Within Three Months of Filing Date 3 Page(s) of PTO Form 1449 63 Reference(s)

is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:

> **Assistant Commissioner for Patents** Washington, D.C. 20231

on: March 6, 2001

Lisa M. MacDonald

(Type or print name of person mailing paper)

(Signature of person mailing paper)

(Certificate of Mailing Under 37 C.F.R. 1.8(a) [8-21])